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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ANTHONY LUCKEY,

Plaintiff,

v.

CITY OF PORTERVILLE and BRUCE
SOKOLOFF,

Respondent.

Case No.: 1:23-cv-00551 ADA BAM

Complaint Filed: April 7, 2023

**JOINT STIPULATION AND
ORDER TO FILE FIRST AMENDED
COMPLAINT WITH RESPONSE THERETO,
TO CONTINUE SCHEDULING
CONFERENCE AND TO CONTINUE LAST
DATE TO FILE JOINT SCHEDULING
REPORT**

**TO THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS OF
RECORD:**

Plaintiff ANTHONY LUCKEY (“Plaintiff”) and Defendants CITY OF PORTERVILLE
and BRUCE SOKOLOFF (collectively referred to as “Defendants”), hereby stipulate to the
following:

Liebert Cassidy Whitmore
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Fresno, California 93704

1 WHEREAS, Plaintiff filed his Complaint (“Complaint”) with this Court on April 7, 2023;

2 WHEREAS, Defendants agreed to waive formal service of Summons;

3 WHEREAS, following review and evaluation of Plaintiff’s Complaint by defense counsel,
4 the respective counsel for the parties engaged in meet and confer communications;

5 WHEREAS, Plaintiff’s counsel requested the opportunity to file a First Amended
6 Complaint; and

7 WHEREAS, defense counsel agreed to Plaintiff’s request to file a First Amended
8 Complaint;

9 WHEREAS, counsel for Plaintiff and Defendants agreed to continue the date for filing the
10 Joint Scheduling Report and date set for the Scheduling Conference in light of the extended time
11 for the parties to file pleadings;

12 THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by the parties to this suit,
13 by and through their counsel of record, as follows:

14 1. Plaintiff will file a First Amended Complaint on or before July 5, 2023;

15 2. Defendants will file a responsive pleading within 21 days of service of the First
16 Amended Complaint;

17 3. The parties stipulate and respectfully request that the court continue the
18 Scheduling Conference from July 11, 2023, to August 25, 2023, or such other date as is
19 convenient for the Court; and

20 4. The parties stipulate and respectfully request that the Court continue the current
21 last day to file the Joint Scheduling report from July 3, 2023, to August 18, 2023, or such other
22 date reflective of the continued Scheduling Conference.

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1 Dated: June 2, 2023

LIEBERT CASSIDY WHITMORE

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3
4 By: /S/ Jesse J. Maddox
Jesse J. Maddox
Sue Ann Renfro
5 Attorneys for Defendants CITY OF
PORTERVILLE and BRUCE
6 SOKOLOFF

7 Dated: June 2, 2023

LAW OFFICES OF LAWRENCE J. KING

8
9
10 By: /S/ Lawrence J. King
Lawrence J. King
11 Attorneys for Plaintiff ANTHONY
LUCKEY

12 **ORDER**

13 **IT IS HEREBY ORDERED THAT:**

- 14 1. Plaintiff is granted leave to file a First Amended Complaint on or before July 5,
15 2023;
- 16 2. Defendants will file a responsive pleading within 21 days of service of the First
17 Amended Complaint;
- 18 3. The Scheduling Conference scheduled for July 11, 2023, is hereby continued to
19 **September 7, 2023, at 9:30 AM in Courtroom 8 (BAM) before Magistrate Judge Barbara A.**
20 **McAuliffe;** and
- 21 4. The last date for the parties to file a Joint Scheduling Report is hereby continued
22 from July 3, 2023, to August 31, 2023.

23 IT IS SO ORDERED.

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25 Dated: **June 5, 2023**

/s/ *Barbara A. McAuliffe*
26 UNITED STATES MAGISTRATE JUDGE